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IN THE UNITED STATES DESIGNATED OFFICE
OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
UNDER THE PATENT COOPERATION TREATY-CHAPTER II

5 **REQUEST FOR WITHDRAWAL OF MARCH 3, 2004 OFFICE ACTION**

APPLICANT: Thomas von der Haar GROUP ART UNIT: 2855
SERIAL NO.: 10/009,859 EXAMINER: William L. Oen
FILED: October 24, 2001 CONFIRMATION NO.: 6648

10 TITLE: "COMPUTED TOMOGRAPHY APPARATUS WITH
AUTOMATIC PARAMETER MODIFICATION TO
PREVENT IMPERMISSIBLE OPERATING STATES"

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

15 S I R:

20 An Office Action dated march 3, 2004 was rendered in connection with
the above-referenced PCT application. It is obvious from that Office Action that
the examination was based on the translation of the PCT application that was
provided with the filing papers for entering into the National Examination Phase
in the United States. As evidenced by the Notice of Acceptance of Application
(copy attached), however, the Patent and Trademark Office, in addition to other
items, confirmed receipt of a Preliminary Amendment and a Substitute
Specification. The Preliminary Amendment cancelled original claims 1-18 and
presented claims 19-45 for examination, in addition to making other editorial
25 changes in the application.

Since this Preliminary Amendment was properly filed, and receipt
thereof was confirmed by the Patent and Trademark Office, examination of the
translated claims from the original PCT application in the Office Action dated
March 3, 2004 was improper. Withdrawal of that Office Action, and a first

Office Action on the merits with regard to claims 19-45, are respectfully requested.

Submitted by,

Steven H. Noll (Reg. 28,982)

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on April 8, 2004.

Steven H. Noll

STEVEN H. NOLL



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box P.O. 1
 United States Patent and Trademark Office
 Washington, D.C. 20593
 www.uspto.gov

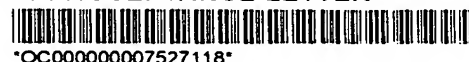
U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/009,859	Thomas Von Der Haar	P01,0349

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INTERNATIONAL APPLICATION NO.	
PCT/DE00/01276	
I.A. FILING DATE	PRIORITY DATE
04/25/2000	04/28/1999

CONFIRMATION NO. 6648
 371 ACCEPTANCE LETTER



OC00000007527118

Date Mailed: 02/25/2002

NOTICE OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C 371 AND 37 CFR 1.494 OR 1.495

The applicant is hereby advised that the United States Patent and Trademark Office in its capacity as an Elected Office (37 CFR 1.495), has determined that the above identified international application has met the requirements of 35 U.S.C. 371, and is ACCEPTED for national patentability examination in the United States Patent and Trademark Office.

The United States Application Number assigned to the application is shown above and the relevant dates are:

<u>10/24/2001</u>	<u>10/24/2001</u>
DATE OF RECEIPT OF 35 U.S.C. 371(c)(1), (c)(2) and (c)(4) REQUIREMENTS	DATE OF RECEIPT OF ALL 35 U.S.C. REQUIREMENTS

A Filing Receipt (PTO-103X) will be issued for the present application in due course. **THE DATE APPEARING ON THE FILING RECEIPT AS THE " FILING DATE" IS THE DATE ON WHICH THE LAST OF THE 35 U.S.C. 371 REQUIREMENTS HAS BEEN RECEIVED IN THE OFFICE. THIS DATE IS SHOWN ABOVE.** The filing date of the above identified application is the international filing date of the international application (Article 11(3) and 35 U.S.C. 363). Once the Filing Receipt has been received, send all correspondence to the Group Art Unit designated thereon.

The following items have been received:

- U.S. Basic National Fee
- Assignee Statement
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Information Disclosure Statements
- Oath or Declaration
- Preliminary Amendments

- Request for Immediate Examination
 - Substitute Specification
-

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

VONDA M WALLACE
Telephone: (703) 305-3736

PART 1 - ATTORNEY/APPLICANT COPY

FORM PCT/DO/EO/903 (371 Acceptance Notice)